

The Gazette of India

EXTRAORDINARY

PART II—Section 3

PUBLISHED BY AUTHORITY

No. 181] NEW DELHI, TUESDAY, AUGUST 24, 1954

MINISTRY OF LABOUR**ORDER***New Delhi, the 24th August 1954*

S.R.O. 2732.—WHEREAS the Central Government, after having carefully considered the decision of the Labour Appellate Tribunal, dated the 28th day of April, 1954, in the matter of his appeals filed before it against the Award published in Part II, Section 3, of the *Gazette of India*, dated the 20th day of April, 1953, of the All India Industrial Tribunal (Bank Disputes), Bombay (hereinafter referred to as the said Decision), is of opinion that it is inexpedient on public grounds to give effect to certain parts of the said Decision;

Now, THEREFORE, in exercise of the powers conferred by the proviso to sub-section (1) of section 15 of the Industrial Disputes (Appellate Tribunal) Act, 1950 (XLVIII of 1950), the Central Government hereby modifies the said Decision in the following manner:—

In the said Decision—

(1) paragraph 104 shall be omitted;

(2) in paragraph 108, for the last sentence, the following sentence shall be substituted, namely:—

“In these circumstances nothing contained in this Decision shall apply to this Bank;

(3) in paragraph 109—

(a) for the words “We accordingly amend the Sastry Award by fixing the wage scales and dearness allowance of clerks as follows”, the following shall be substituted, namely:—

“Instead of the classification of the country into three areas, as adopted in the Sastry Award, it shall be divided into four areas. Class I Area and Class II Area shall be as in the Sastry Award. Class III Area shall comprise all towns and cities, not included in Class I and Class II Areas and which according to the Census Report of 1951 contain a population of more than thirty thousand each. Class IV Area shall comprise all places not already included in Class I, Class II and Class III Areas with this exception that in the case of the former Indian States generally, that is to say, in Part B States and in the Part C States other than Delhi, Ajmer and Coorg, nothing contained in the decision or in any other award or decision made or given under the Industrial Disputes (Appellate Tribunal) Act, 1950, before the 28th day of April, 1954, shall apply to regulate the employment or non-employment or the terms of employment or conditions of labour of any person employed in any bank or in any of its offices in Class IV Areas in such

States for the reason that, having regard to the development of banking in such Areas, it is undesirable in the public interest that this Decision should apply to such banks or offices. The Sastry Award fixing the wages, scales and dearness allowance of the clerks shall be amended as follows:—

- (b) under the heading "Class A Banks" the following entry shall be inserted at the end, namely:—

"Area IV—Rs. 66—3—69—4—85—5—100—6—112—7—140—8—164—9—182—E.B.—9—227."

- (c) under the heading "Class B Banks" the following entry shall be inserted at the end, namely:—

"Area IV—Rs. 57—3—69—4—85—5—100—6—112—7—140—8—156—E.B.—8—164—9—200."

- (d) under the heading "Class C Banks" the following entry shall be inserted at the end, namely:—

"Area IV—Rs. 54—3—69—4—85—5—100—6—112—7—140—8—148—E.B.—8—164—9—191."

- (e) under the heading "Class D Banks" for the word and figures "Area III" the words and figures "Area III and Area IV" shall be substituted, and the following shall be omitted, namely:—

"(The combined running scale will therefore be as follows:—

Rs. 51—54—57—60—63—66—69—73—77—81—85—90—95—100—106—112—119—126—133—140—148—156—164—173—182—191—200—209—218—227—236—245—255—265—280)."

- (f) for the heading and the entries relating to "Dearness allowance for A, B, and C Class Banks", and the heading and entries relating to "Dearness allowance for 'D' Class Banks", the following shall be substituted, namely:—

"Dearness Allowance for 'A', 'B', 'C' and 'D' Class Banks.

Area	Rate	Minimum	Maximum
I	33-1/3%	Rs. 35	Rs. 70
II	"	Rs. 30	Rs. 60
III & IV	"	Rs. 25	Rs. 40

Except to the extent to which special provision is made herein with respect to Class IV Areas and subject to the exception contained in paragraph 109, Class IV Areas shall be deemed to be included within Class III Areas with respect to other matters for which provision is made in this Decision, and this Decision shall apply accordingly."

- (g) after the paragraph beginning with the words "The scales of wages and dearness allowance will govern the category of work known as pod-dars" and ending with the words "We see no reason to differ from the Sastry Award", the following paragraph shall be inserted, namely:—

"Where, by reason of this Decision as modified by the Central Government by its Order, dated the 24th August, 1954 becoming enforceable, the monthly emoluments, inclusive of all allowances of any employee of a bank are less than what he in fact received or would have received in the normal course for the month of March, 1954, the reduction in the emoluments shall not be given effect to at once, but shall be spread over a period of three years from the date on which this Decision as modified becomes enforceable, so that on the completion of one year from the date this Decision as modified becomes enforceable the monthly emoluments of the employee are reduced by one-third of the difference between the emoluments he in fact received or would have received in the normal course for the month of March, 1954, and the monthly emoluments to which he is entitled under this Decision as modified, and on the completion of two years, the monthly emoluments are reduced by a further one-third of such difference and so on."

(4) For paragraph 112, the following shall be substituted, namely:—

“The wage scale and dearness allowance of the subordinate staff as fixed by the Sastry Award shall be retained.”

(5) In paragraph 162, for the words “and it is one of the questions before us as to whether that weightage for the past is sufficient” the following shall be substituted, namely:—

“and therefore no change in paragraphs 285 to 292 of the Sastry Award is called for and they are hereby confirmed.”

(6) Paragraphs 163 and 164 shall be omitted.

(7) In paragraph 170—

(a) the words beginning with “Consistently with this change we modify as indicated below” and ending with the words “shall take effect as and from the 1st April of that year” shall be omitted;

(b) for the words “five months’ time from the date of this Decision” the words and figures “upto the 1st day of December, 1954” shall be substituted.

[No. LR.100(126).]

K. N. SUBRAMANIAN, Jt. Secy.

